

The Honorable James L. Robart

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

NORTHWEST ENVIRONMENTAL  
ADVOCATES,

Plaintiff,

v.

UNITED STATES ENVIRONMENTAL  
PROTECTION AGENCY,

Defendant.

CASE NO. 2:19-cv-01051-JLR

JOINT STATUS REPORT,  
STIPULATED MOTION, AND  
~~PROPOSED~~ ORDER SETTING  
DEADLINE

**Noted for: January 4, 2021**

Pursuant to this Court's Order, Dkt. No. 23, Plaintiff Northwest Environmental Advocates ("NWEA") and Defendant U.S. Environmental Protection Agency ("EPA") (collectively "the parties"), by and through counsel, submit this Joint Status Report and stipulated motion for entry of an order setting a deadline for NWEA to file a motion for costs and attorneys' fees.

NWEA filed this case under the Freedom of Information Act, 5 U.S.C. § 552 ("FOIA"), on July 8, 2019. Dkt. # 1. On October 7, 2019, this Court granted the parties' motion for entry of an agreed order vacating the case schedule and setting FOIA disclosure obligations and deadlines for EPA. Dkt. # 11. EPA disclosed numerous documents to NWEA pursuant to that order. And the parties have regularly filed status reports with this Court since May 14, 2020, seeking additional time to resolve outstanding disputes, if possible, and

informing the Court of the parties' progress in doing so. *See* Dkts. ## 12-22.

The parties turned their attention to resolving NWEA's claim for costs and attorneys' fees in the fall of 2020, but EPA has experienced unforeseen delays and the parties have not been able to make progress. Accordingly, the parties now request entry of an order requiring NWEA to file a motion for an award of costs and attorneys' fees by February 19, 2021. If the parties resolve NWEA's cost and fee claim before then they will inform the Court.

Respectfully submitted this 4th day of January 2021.

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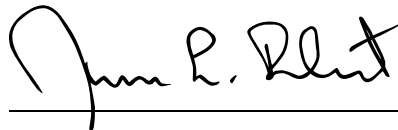
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**~~PROPOSED~~ ORDER**

Plaintiff Northwest Environmental Advocates shall file a motion for costs and attorneys' fees on or before February 19, 2021.

**IT IS SO ORDERED.**

Dated this 5th day of January 2021.



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JAMES L. ROBART  
United States District Judge